

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO SENTENCING MINUTE SHEET											
CR No: 19-3113-05 JB				USA vs.: Padilla, et al.							
Date: 1/31/2022				Name of Deft: Marcos Ruiz							
Before the Honorable: James O. Browning											
Time In/Out:		3:01 pm – 3:20 pm				Total Time in Court (for JS10):		19 minutes			
Clerk:		L. Rotonda				Court Reporter:		J. Bean			
AUSA:		Elaine Ramirez				Defendant's Counsel:		Michael Alarid (appointed)			
Sentencing in:		Albuquerque				Interpreter:		n/a			
Probation Officer:		Ana Ortiz y Martinez				Interpreter Sworn?		<input type="checkbox"/> Yes		<input type="checkbox"/> No	
Convicted on:		<input type="checkbox"/> Plea		<input type="checkbox"/> Verdict		As to:		<input type="checkbox"/> Information		<input type="checkbox"/> Superseding Indictment	
If Plea:		<input type="checkbox"/> Accepted		<input type="checkbox"/> Not Accepted		Adjudged/Found Guilty on Counts:					
If Plea Agreement:		<input checked="" type="checkbox"/> Accepted		<input type="checkbox"/> Not Accepted		<input type="checkbox"/> No Plea Agreement		Comments:			
Date of Plea/Verdict:				PSR: <input type="checkbox"/>		<input type="checkbox"/> Not Disputed		<input type="checkbox"/> Disputed		<input type="checkbox"/> Courts adopts PSR Findings	
Evidentiary Hrg:		<input type="checkbox"/> Not Needed		<input type="checkbox"/> Needed		Exceptions to PSR:					
SENTENCE IMPOSED				Imprisonment (BOP):							
Supervised Release:								Probation:			
REC	<input type="checkbox"/>	500-Hour Drug Program		<input type="checkbox"/>		BOP Sex Offender Program		Other:			
ICE	<input type="checkbox"/>	Court recommends ICE begin removal proceedings immediately or during service of sentence							<input type="checkbox"/>		ICE not applicable
SPECIAL CONDITIONS OF SUPERVISION											
No re-entry without legal authorization						Home confinement for months days					
Comply with ICE laws and regulation						Community service for hours during supervised release.					
Participate in/successfully complete subst abuse program/testing						Reside halfway house months days					
Participate in/successfully complete mental health program						Register as sex offender					
Refrain from use/possession of alcohol/intoxicants						Participate in sex offender treatment program					
Submit to search of person/property						Possess no sexual material					
No contact with victim(s) and/or co-defendant(s)						No computer with access to online services					
No entering or loitering near victim's residence						No contact with children under 18 years					
Provide financial information						No volunteering where children supervised					
Waive right of confidentiality and allow the treatment provider to release treatment records						Restricted from occupation with access to children					
Must not knowingly purchase, possess, distribute, administer, or otherwise use any psychoactive substances (e.g., synthetic marijuana, bath salts, etc.) that impair your physical or mental functioning, whether or not intended for human consumption.						No loitering within 100 feet of school yards					
Must not possess, sell, offer for sale, transport, cause to be transported, cause to affect interstate commerce, import, or export any drug paraphernalia, as defined in 21 U.S.C. 863(d).						If defendant is unemployed - Must participate in an educational or vocational services program and follow the rules and regulations of that program					
OTHER:											
Fine: \$		0				Restitution: \$		(applicable but not imposed)			
SPA: \$		(100 per count)				Payment Schedule:		<input type="checkbox"/> Due Immediately		<input type="checkbox"/> Waived	
OTHER:											
<input checked="" type="checkbox"/>	Advised of Right to Appeal			Waived Appeal Rights per Plea Agreement							
<input type="checkbox"/>	Held in Custody			Voluntary Surrender							
Recommended place(s) of incarceration:											
Dismissed Counts:											

OTHER COMMENTS: 3:01 PM Court calls case, counsel enter appearances. Court queries counsel regarding whether Court should find that matter cannot be further delayed without causing harm to interests of justice. Counsel respond in the affirmative, Court so finds. 3:06 PM Court addresses counsel regarding variance matter. Court addresses counsel, proposes continuing sentencing for 2/22/2022 at 11:00 AM.